



TATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE Washington, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/882,508

06/15/2001

Michael Luby

19186002510

**CONFIRMATION NO. 8343** 

20350 TOWNSEND AND TOWNSEND AND CREW TWO EMBARCADERO CENTER **EIGHTH FLOOR** SAN FRANCISCO, CA 94111-3834

**FORMALITIES LETTER** \*OC000000006411986

Date Mailed: 08/10/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- · The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

01/28/2002 HTECKLU1 00000070 201430 09882508

01 FC:205

65.00 CH

COPY OF PAPERS ORIGINALLY FILED

Please type a plus sign (+) inside this box -> +

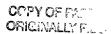
ease type a plus sign (+) inside this box 

+ Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

			Annli	cation Number	00/883 5	ng .				
TRAN	ISMITTAL				09/882,508					
FORM				Date	June 15, 2001					
				Named Inventor	Luby, Michael					
be used for all correspondence after initial filing)			Group	Art Unit	2661					
			Exam	iner Name						
Total Number of Pages	s in This Submissior	32	Attorn	ey Docket Number	019186-002510US					
	ENCLOSURES (check all that apply)									
Fee Transmittal F	Assignment Papers (for an Application)			After Allowance Communication to Group						
Fee Attached		Drawings, eighteen sheets			Appeal Communication to Board of Appeals and Interferences					
Preliminary Amen	Preliminary Amendment			d Papers	Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)					
After Final	After Final			Slip (PTO/SB/69) ying Petition	Proprietary Information					
Affidavits/dec				ert to a lication	Status Letter					
Extension of Time remarks section)	Power of Attorney, Revocation Change of Correspondence Address			Other Enclosure(s) (please identify below):						
Express Abandon	☐ Terminal Disclaimer ☐ Request for Refund			Return Postcard, copy of PTO Notice to File Missing Parts, Letter to Official Draftsperson						
☐ Information Disclo	CD, Nu	mber of	CD(s)	Dianspers	ion					
Certified Copy of I	Remar	An executed declaration and eighteen sheets of formal drawings are enclosed in response to the Notice to File Missing Parts dated August 10, 2001. Authorization to charge the \$65 surcharge and the three month extension of time fee of \$460 is given on the fee sheet submitted herewith. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 20-1430.								
Response to Missing Parts/				00070 201430 09882508						
Incomplete Application				02 FC:217	) CH					
	Response to Missing Parts under 37 CFR 1.52 or 1.53									
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT										
Firm Townsend and Townsend and C			Crew LLF							
Individual name Gregory E. Stanton			,	Reg. No.	45,127	713002-100				
Signature										
Date 12/21/01										
CERTIFICATE OF MAILING										
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:  12/21/01										
Typed or printed name	e D. Bullock									
Signature	7 2	, , ,	12 6		Date	12/21/01				



PTO/SB/17 (09-00)

Approved for use through 10/31/2002 OMB 0651-0032

Patent and Trademark Office U S DEPARTMENT OF COMMERCE

he Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## **FEE TRANSMITTAL** for FY 2001

Patent fees are subject to annual revision.

Complete if Known						
Application Number	09/882,508					
Filing Date	June 15, 2001					
First Named Inventor	Luby, Michael					
Examiner Name						
Group Art Unit	2661					

019186-002510US

TOTAL AMOUNT OF PAYMENT (\$) 525					Attorney Docket No.		01918					
METHOD OF PAYMENT					FEE CALCULATION (continued)							
The Commissioner is hereby authorized to charge					3. ADDITIONAL FEES							
"	Deposit				Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid		
Account 20-1430				105	130	205	65	Surcharge - late filing fee or oath	65			
Number						127	50	227	25	Surcharge - late provisional filing fee or cover sheet		
Deposit Account Townsend and Townsend and Crew LLP					139	130	139	130	Non-English specification			
Name Townsend and Townsend and Clew LLF					147	2,520	147	2,520	For filing a request for reexamination			
Charge Any Additional Fee Required Under 37 CFR 1 16 and 1 17					112	920*	112	920*	Requesting publication of SIR prior to Examiner action			
Applicant claims small entity status. See 37 CFR 1 27					113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action			
2. Payment Enclosed:					115	110	215	55	Extension for reply within first month			
☐ Check ☐ Credit card ☐ Money ☐ Other					116	400	216	200	Extension for reply within second month			
				Order			117	920	217	460	Extension for reply within third month	460
FEE CALCULATION  1. BASIC FILING FEE						118	1,440	218	720	Extension for reply within fourth month		
Large	Entity :		Entity				128	1,960	228	980	Extension for reply within fifth month	
Fee	Fee I	ee	Fee	Fee Description			119	320	219	160	Notice of Appeal	
Code	(\$)	Code	(\$)		Fee Paid	1	120	320	220	160	Filing a brief in support of an appeal	
101		201	370	Utility filing fee			121	280	221	140	Request for oral hearing	
106 107		206 207	165 255	Design filing fee Plant filing fee			138	1,510	138	1,510	Petition to institute a public use proceeding	
108	740	208	370	Reissue filing fee			140	110	240	55	Petition to revive – unavoidable	
114	160	214	80	Provisional filing fee		1	141	1,280	241	640	Petition to revive – unintentional	
				-	142	1,280	242	640	Utility issue fee (or reissue)			
		SL	JBTOTA	L (1)	(\$)	J	143	460	243	230	Design issue fee	
2. EXTRA CLAIM FEES					144	620	244	310	Plant issue fee			
] <sup>2.</sup> LA!!	IVA OFFI			Extra Fee from	Fee		122	130	122	130	Petitions to the Commissioner	
Total Clair	ms	20*	• = [	Claims below X	Paid =	]	123	50	123	50	Petitions related to provisional applications	
Independe Claims	nt	-3**	· =[	x	=		126	180	126	180	Submission of Information Disclosure Stmt	
Multiple Dependent	i		_	x	] =	j	581	40	581	40	Recording each patent assignment per property (times number of properties)	
Large Fee	Entity Fee	Small Fee	Enti	•			146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	n
Code 103	( <b>\$)</b> 18	Code 203	( <b>\$</b> ) 9	Claims in excess of	20		149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
102	84	202	42	Independent claims	in excess of 3		179	740	279	370	Request for Continued Examination (RCE	,
104	280	204	140	• •			1					·
109	84	209	42	** Reissue independ onginal patent			169 900 169 900 Request for expedited examination of a design application					
110	18	210	9	** Reissue claims in over original patent	excess of 20 and	Ė	Other fee (specify)					
SUBTOTAL (2) (\$)					The Commissioner is authorized to charge any additional fees to the above noted Deposit Account.							
the control of graphs Fee Page 100 choice				*Redu	ced by Ba	asıc Filir	ıg Fee P	aid SUBTOTAL (3) (\$)52	5			

SUBMITTED BY Complete (if applicable)									
Name (Print/Type)	Gregory E Stanton	Registration No (Attorney/Agent)	45,127	Telephone	415-576-0200				
Signature		1		Date	12/21/01				

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTC-2038.

Burden Hour Statement This form is estimated to take 0.2 hours to complete Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO Assistant Commissioner for Patents, Washington, DC 20231. SF 1303200 v1